



GAIL FARBER, Director

COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ADDRESS ALL CORRESPONDENCE TO:
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ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

35 August 11, 2015


PATRICK OGAWA
ACTING EXECUTIVE OFFICER

August 11, 2015

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

**ADOPT, ADVERTISE, AND AWARD CONSTRUCTION CONTRACT
LOS ANGELES RIVER TRASH TOTAL MAXIMUM DAILY LOAD
FULL COMPLIANCE, CATCH BASIN RETROFIT, PHASE 9, ET AL.,
IN VARIOUS UNINCORPORATED COMMUNITIES
THROUGHOUT THE COUNTY OF LOS ANGELES
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

SUBJECT

This action is to approve and advertise the Los Angeles River Trash Total Maximum Daily Load Full Compliance, Catch Basin Retrofit, Phase 9, et al., project for the installation of automatically retracting screens and connector pipe screens in various unincorporated communities throughout the County of Los Angeles; find the project categorically exempt from the provisions of the California Environmental Quality Act; adopt the plans and specifications; authorize the Director of Public Works or her designee to award and execute a construction contract with the responsible contractor with the lowest responsive bid; deliver the project; and delegate certain responsibilities to the Director of Public Works or her designee to carry out this project.

IT IS RECOMMENDED THAT THE BOARD:

1. Find this project categorically exempt from the provisions of the California Environmental Quality Act.
2. Approve and advertise the project and adopt the plans and specifications that are on file in the Construction Division of the Department of Public Works for installation of automatically retracting screens and connector pipe screens, at an estimated construction contract cost between \$675,000 and \$950,000.

3. Instruct the Acting Executive Officer of the Board of Supervisors to advertise for bids in accordance with the Instruction Sheet for Publishing Legal Advertisement, and which are to be received before 11 a.m. on September 15, 2015, in accordance with the Notice Inviting Bids.
4. Authorize the Director of Public Works or her designee to determine whether the bid of the apparent responsible contractor with the lowest responsive bid is, in fact, responsive and, if not responsive, to determine which apparent responsible contractor submitted the lowest responsive bid.
5. Authorize the Director of Public Works or her designee to award and execute a construction contract with the responsible contractor with the lowest responsive bid within the estimated cost range and deliver the project.
6. Delegate to the Director of Public Works or her designee the following authority in connection with this contract: (1) approve and execute change orders within the same monetary limits delegated to the Director of Public Works under Section 2.18.050 of the Los Angeles County Code relative to the construction of County buildings; (2) allow substitution of subcontractors and relief of bidders upon demonstration of the grounds set forth in Public Contract Code Sections 4100 et seq. and 5100 et seq., respectively; (3) accept the project upon its final completion; (4) release retention money withheld consistent with the requirements of Public Contract Code Sections 7107 and 9203; and (5) extend the date and time for the receipt of bids consistent with the requirements of Public Contract Code Section 4104.5.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is for the Board to approve and advertise the project, adopt the plans and specifications, authorize the Director of Public Works or her designee to award and execute a construction contract with the responsible contractor with the lowest responsive bid, deliver the project, and delegate certain responsibilities to the Director or her designee to carry out this project. Delegating to the Director or her designee the authority to award and execute this construction contract will ensure timely project completion as mandated under both State and local water quality regulations.

This project is part of an ongoing program to retrofit catch basins with trash excluder devices in various unincorporated communities throughout the County of Los Angeles. The County has already retrofitted over 5,500 catch basins, and this project phase includes the installation of 830 trash excluder devices in the Los Angeles River, Marina del Rey, Dominguez Channel, San Gabriel River, and Santa Clara River watersheds. The catch basins retrofits are to comply with the trash reduction requirements of the Municipal Separate Storm Sewer System (MS4) Permit issued by the Los Angeles Regional Water Quality Control Board and the Statewide Trash Amendment to the California Ocean Plan. For the Los Angeles River Watershed, the catch basin retrofits must be completed by the required compliance date of September 30, 2016.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness/Fiscal Sustainability (Goal 1) and Integrated Services Delivery (Goal 3). The recommended actions will help achieve these goals by preventing trash and debris from entering downstream receiving waters via the storm drain system.

FISCAL IMPACT/FINANCING

The estimated construction contract cost to complete this project is in the range of \$675,000 to \$950,000. The total project cost is estimated to be \$1,130,000. In addition to the construction contract cost, the total project cost includes the preparation of the plans and specifications, inspection, contract administration, change order contingency, and other County services.

Funding for this project is included in the Department of Public Works' Fiscal Year 2015-16 General Fund Budget for the Unincorporated Area Stormwater Quality Program.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This project is part of Public Works' program for compliance with trash TMDLs. It will be advertised in accordance with Section 20991 of the State Public Contract Code.

This project is to be completed in 95 working days. It is anticipated the work will start in November 2015 and be completed in March 2016.

The award of this contract will be in full compliance with Federal, State, and County regulations. The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting the Board's ordinances, policies, and programs including, but not limited to: the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the Los Angeles County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making an award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

This project is categorically exempt pursuant to Sections 15301(b) and (f) of the California Environmental Quality Act Guidelines and Class 1, Subsections (e) and (i) of the revised County Environmental Document Reporting Procedures and Guidelines adopted by the Board on November 17, 1987. These exemptions provide for the maintenance of existing flood control facilities and the addition of health protection devices in conjunction with existing structures.

CONTRACTING PROCESS

This project will be contracted on an open-competitive bid basis. An award by the Director or her designee will be made upon review of the bids meeting the criteria established by the Board and the State Public Contract Code.

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on both the County's "Doing Business with Us" and Public Works' "Contract Opportunities" websites for upcoming bids.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

When the project is completed, it will have a positive impact by preventing trash and debris from entering downstream receiving waters via the storm drain system.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,



GAIL FARBER

Director

GF:JTS:lg

c: Chief Executive Office (Rochelle Goff)
County Counsel
Executive Office
Internal Services Department (Countywide
Contract Compliance)